

CITY COUNCIL  
CITY OF WICHITA  
KANSAS

City Council Meeting  
9:00 A.M., July 12, 2005

City Council Chambers  
455 North Main

ORDER OF BUSINESS

- Call to Order
- Invocation
- Pledge of Allegiance
- Approve the minutes of the June 28, 2005 regular meeting

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AWARDS AND PROCLAMATIONS

- Proclamations

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PUBLIC AGENDA

1. Mark S. Gietzen-Bridge Construction Project at 55<sup>th</sup> Street South near Mosley, which caused damage to his home in 2000.
2. Alex Lingg, Manager of Wichita Garden Show-Concerns about the Manager's proposal to privatize management of Century II and to present a proposal relating to future management and operations of Century II.

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CONSENT AGENDA

3. Reports of the Board of Bids and Contracts Dated July 1 and July 11, 2005.

RECOMMENDED ACTION: Receive and file reports; approve Contracts;  
authorize necessary signatures.

4. Applications for Licenses to Retail Cereal Malt Beverages:

<u>Renewal</u>	<u>2005</u>	<u>(Consumption off Premises)</u>
James Brown	Conoco Cmart #600	433 South Greenwich
Mike Hoffmann	Kwik Shop #714	4811 South Seneca
Mike Hoffmann	Kwik Shop #716	2424 West 37 <sup>th</sup> Street North
Mike Hoffmann	Kwik Shop #722	3959 South Hydraulic
Mike Hoffmann	Kwik Shop #731	710 West 29 <sup>th</sup> Street North
Mike Hoffmann	Kwik Shop #748	2809 East Douglas
Mike Hoffmann	Kwik Shop #772	2750 South Oliver

<u>New Operator</u>	<u>2005</u>	<u>(Consumption on Premises)</u>
Robby McQuiston	Tropic's Lounge*	2705 North Broadway
Muhammad Choudry	Suknain L.L.C.	223 East 21 <sup>st</sup> Street

Special Events

Joseph Schlimm	<u>July 17, 2005</u>	
	American Red Cross Ride for the Red: Delano District	Sycamore and Douglas Streets
David Dewey	<u>July 30, 2005</u>	
	Old Cowtown Museum	1870 Sims Park Drive

\*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

5. Preliminary Estimates:

- a) Lateral 1 Main 10 Northwest Interceptor Sewer to serve Northwest YMCA Addition - north of 21st Street North, west of 135th Street West. (468-83957/744111/480799) Traffic to be maintained during construction using barricades and flagpersons. (District V) - \$70,000
- b) 8 Inch Water Line to serve Northwest YMCA Addition - north of 21st Street North, west of 135th Street West. (448-90044/735244/470915) Traffic to be maintained during construction using barricades and flagpersons. (District V) - \$86,000
- c) 24 Inch Water Line to serve Northwest YMCA Addition - north of 21st Street North, west of 135th Street West. (448-90043/735243/470914) Traffic to be maintained during construction using barricades and flagpersons. (District V) - \$384,000
- d) Storm Water Sewer #617 to serve Reed's Cove Addition - south of 21st Street North, east of 127th Street East. (468-84029/751404/485295) Does not affect existing traffic. (District II) - \$118,440

(Item 5 continued)

- e) Water Distribution System to serve Shadow Woods Addition - north of Maple, west of 135th Street West. (448-89793/735255/470926) Does not affect existing traffic. (District V) - \$86,000
- f) 2005 Contract Maintenance Bridge Deck Resurfacing: Maize Bridge from north of Maple to south of Central, and Hydraulic Bridge north of 39th Street North to south of I-254 - north of Maple, east of Maize. (472-84163/132718/) Traffic to be maintained on Maize Bridge, and closed on Hydraulic Bridge. (Districts V, VI) - \$250,000
- g) 45th Street South from the west line of Lulu to the west line of Hydraulic to serve South Hydraulic Park Addition - north of 47th Street South, west of Hydraulic. (472-83909/765893/490006) Closed to thru traffic. (District III) - \$266,000
- h) Lulu from the north line of 45th Street South to the south line of 44th Street South to serve South Hydraulic Park Addition - north of 47th Street South, west of Hydraulic. (472-83910/765892/490005) Closed to thru traffic. (District III) - \$125,000
- i) Auburn Hills from the south line of Lot 49, block B, north to the south line of Lot 42, Block B; Auburn Hills Court from the north line of Auburn Hills to and including the cul-de-sac, Lots 10 through 13, Block D; Auburn Hills Court from the south line of Auburn Hills to and including the cul-de-sac, Lots 42 through 50, Block B, and Sidewalk along one side of Auburn Hills to serve Auburn Hills 15th Addition - north of Kellogg, west of 135th Street West. (472-83931/765925/490038) Does not affect existing traffic. (District V) - \$244,000
- j) Monterey from the west line of Lot 37, Block B, north to the south line of Lot 19, Block B; Ocala from the south line of Lot 19, Block B, north to the west line of Lot 19, Block B, north to the west line of Monterey; and Sidewalk along one side of Monterey and Ocala to serve Auburn Hills 15th Addition - north of Kellogg, west of 135th Street West. (472-84145/765928/490041) Does not affect existing traffic. (District V) - \$181,000
- k) Auburn Hills, from the south line of Lot 49, Block B, south to the south line of the Plat to serve Auburn Hills 15th Addition - north of Kellogg, west of 135th Street West. (472-84146/765926/490039) Does not affect existing traffic. (District V) - \$49,000
- l) Firefly Drive and Azure Lane from the south line of 13th Street North, south to and including the cul-de-sacs to serve Whistling Walk Estates Addition - south of 13th Street North, west of 119th Street West. (472-84111/765912/490025) Traffic to be maintained during construction using flagpersons and barricades. (District V) - \$625,000
- m) Lateral 6, Main 4 Northwest Interceptor Sewer to serve Whistling Walk Estates Addition - south of 13th Street North, west of 119th Street West. (468-84005/744124/480812) Traffic to be maintained during construction using flagpersons and barricades. (District V) - \$211,000
- n) Water Distribution System to serve Whistling Walk Estates Addition - south of 13th Street North, west of 119th Street West. (448-90071/735256/470927) Traffic to be maintained during construction using flagpersons and barricades. (District V) - \$189,000
- o) Main 5 Interceptor, Pump Station and Force Main to serve Whistling Walk Estates Addition - south of 13th Street North, west of 119th Street West. (468-84039/624062/651004) Traffic to be maintained during construction using flagpersons and barricades. (District V) - \$1,600,000

(Item 5 continued)

- p) The cost of Facade Improvement Program at 101 South Market - E. 3.6 Ft. Lot 109 & all Lot 111 & Surplus adj. Douglas Ave. Reserve in Greiffinstein's Addition. (District I). (472-83932/766010/491-011) – Total Estimated Cost \$80,043
- q) The cost of construction of Main 4, Northwest Interceptor Sewer; Whistling Walk Estates 2nd, 3rd, and 4th Additions - south of 13th, west of 119th Street West. (District V) (468-84006/744125/480-813 – Total Estimated Cost \$102,575

RECOMMENDED ACTION: Receive and file.

6. Statements of Cost:

- a) Improving Driftwood from Meridian Avenue to Blue Harbor; Driftwood Court and Captiva from Driftwood to Harbor Isle 3rd Addition to serve Harbor Isle 3rd Addition (east of Meridian, south of 53rd Street North). Total Cost - \$585,256.19 (plus idle fund interest - \$2,973.66, plus temporary note interest - \$12,339.15). Financing to be issued at this time - \$600,569.00. (765842/472-83237/490-953).
- b) Improving 44th Street South, Flora, Doris, Flora Ct., and Doris Ct. to serve Gray's 5th Addition (north of 47th Street South, east of Hoover). Total Cost - \$376,332.75 (plus idle fund interest - \$4,574.93, plus temporary note interest - \$2,128.32). Financing to be issued at this time - \$383,036.00. (765902/472-83553/490-015).
- c) Improving 127th Street East from Boxthorn to The Fairmont Addition to serve The Fairmont Addition (north of 21st Street North, west of 127th Street East). Total Cost - \$114,508.39 (plus idle fund interest - \$607.88, plus temporary note interest - \$2,234.73). Financing to be issued at this time - \$117,351.00. (765872/472-83614/490-983).
- d) Improving Ridge Port, Conrey, Hazelwood, Brookview, Ridge Port Ct., and Brookview Circle to serve Ridge Port North 5th Addition (south of 37th Street North, east of Ridge). Total Cost - \$572,964.18 (plus idle fund interest - \$3,919.29 plus temporary note interest - \$11,386.53). Financing to be issued at this time - \$588,270.00. (765853/472-83649/490-964).
- e) Improving Ponderosa, Alderny, Aksarben, Alderny Court, and Ponderosa Court to serve Copper Gate Estates Addition (south of 13th Street North, west of 135th Street West). Total Cost - \$221,226.22 (plus idle fund interest - \$1,156.32, plus temporary note interest - \$4,469.46). Financing to be issued at this time - \$226,852.00. (765857/472-83670/490-968).
- f) Improving Sunnybrook Court from the north line of Sunnybrook to and including cul-de-sac to serve Shadow Ridge Addition (east of Hillside, south of Pawnee). Total Cost - \$66,500.90 (plus idle fund interest - \$1,137.10, plus temporary note interest - \$0). Financing to be issued at this time - \$67,638.00. (765880/472-83674/490-991).
- g) Improving Waterfront Parkway from the north line of 13th Street to the east line of Webb Road and Waterfront Phase II Landscaping and Irrigation to serve The Waterfront, Second, Third, Fourth, and Fifth Additions and Unplatted Tracts (north of 13th Street North, east of Webb Road). Total Cost - \$1,671,278.01 (plus idle fund interest - \$8,409.09, plus temporary note interest - \$50,399.90). Financing to be issued at this time - \$1,730,087.00. (765780/472-83688/490-891).

(Item 6 continued)

- h) Improving Left and Right Turn Lanes on 13th Street North to serve The Waterfront Addition and adjacent tracts including the relocation and burying of existing electrical transmission lines (east of Webb Road, north of 13th Street North). Total Cost - \$399,415.42 (plus idle fund interest - \$1,248.59, plus temporary note interest - \$11,273.99). Financing to be issued at this time - \$411,938.00. (765798/472-83699/490-909).
- i) Improving Left and Right Turn Lanes on Webb Road to serve The Waterfront Addition and adjacent tracts (north of 13th Street North, east of Webb Road). Total Cost - \$370,212.86 (plus idle fund interest - \$1,173.88, plus temporary note interest - \$10,194.26). Financing to be issued at this time - \$381,581.00. (765799/472-83700/490-910).
- j) Improving Traffic Signalization at the intersection of Waterfront Parkway and 13th Street North to serve The Waterfront Addition (north of 13th Street North, east of Webb Road). Total Cost - \$86,514.90 (plus idle fund interest - \$344.51, plus temporary note interest - \$2,297.59). Financing to be issued at this time - \$89,157.00. (765819/472-83701/490-930).
- k) Improving Traffic Signalization at the intersection of Waterfront Parkway and Webb Road to serve The Waterfront Addition and unplatted tract (north of 13th Street North, east of Webb Road). Total Cost - \$83,058.22 (plus idle fund interest - \$306.84, plus temporary note interest - \$2,217.94). Financing to be issued at this time - \$85,583.00. (765820/472-83702/490-931).
- l) Improving Peckham, Peckham Circle, and Peckham Court to serve Reed's Cove Addition (south of 21st, east of 127th Street East). Total Cost - \$234,008.33 (plus idle fund interest - \$1,419.39, plus temporary note interest - \$4,682.28). Financing to be issued at this time - \$240,110.00. (765874/472-83762/490-985).
- m) Improving Hardtner, Hardtner Court to serve Highland Springs 3rd Addition (south of Central, west of 135th Street West). Total Cost - \$226,605.56 (plus idle fund interest - \$1,327.57, plus temporary note interest - \$4,575.87). Financing to be issued at this time - \$232,509.00. (765854/472-83778/490-965).
- n) Improving Silver Hollow/Brush Creek, Silver Hollow Court, and Brush Creek Circle to serve Fox Ridge Addition (north of 29th Street North, between Maize and Tyler). Total Cost - \$232,764.30 (plus idle fund interest - \$1,604.29, plus temporary note interest - \$4,915.41). Financing to be issued at this time - \$239,284.00. (765861/472-83788/490-972).
- o) Improving 35th Street South and 35th Street South Court to serve Harvest Ridge Addition (south of 31st Street South, west of Maize). Total Cost - \$400,442.97 (plus idle fund interest - \$2,451.40, plus temporary note interest - \$8,562.63). Financing to be issued at this time - \$411,457.00. (765856/472-83804/490-967).
- p) Improving Street Lighting System in Waterfront Parkway from the north line of 13th Street North to the east line of Webb Road to serve The Waterfront, 2nd, 3rd, 4th and 5th Additions and unplatted tracts (north of 13th Street North, east of Webb Road). Total Cost - \$83,507.87 (plus idle fund interest - \$384.18, plus temporary note interest - \$2,202.95). Financing to be issued at this time - \$86,095.00. (765809/472-83808/490-920).
- q) Improving Paddock Green Circle to serve Brighton Courts Addition (south of 21st Street North, west of Webb Road). Total Cost - \$142,840.64 (plus idle fund interest - \$660.92, plus temporary note interest - \$3,083.44). Financing to be issued at this time - \$146,585.00. (765825/472-83816/490-936).

(Item 6 continued)

- r) Improving Rosemont, Rosemont Courts, and Mainsgate Circle to serve Hawthorne 2nd and 3rd Additions (north of 21st Street North, east of 127th Street East). Total Cost - \$217,778.00 (plus idle fund interest - \$1,304.70, plus temporary note interest - \$4,573.30). Financing to be issued at this time - \$223,656.00. (765827/472-83828/490-938).
- s) Improving Lake Ridge, Lake Ridge Court and Havenhurst Circle to serve Avalon Park Addition (north of 37th Street North, east of Tyler). Total Cost - \$327,761.29 (plus idle fund interest - \$1,980.60, plus temporary note interest - \$7,231.11). Financing to be issued at this time - \$336,973.00. (765840/472-83835/490-951).
- t) Improving Lake Ridge, Lake Ridge Court, and Havenhurst to serve Avalon Park Addition (north of 37th Street North, east of Tyler). Total Cost - \$270,289.00 (plus idle fund interest - \$1,467.16, plus temporary note interest - \$5,113.85). Financing to be issued at this time - \$276,870.00. (765886/472-83836/490-997).
- u) Improving Façade Improvement Program at 809, 811, and 815 West Douglas (south of Douglas, west of McLean). Total Cost - \$116,518.94 (plus idle fund interest - \$546.79, plus temporary note interest - \$3,186.27). Financing to be issued at this time - \$120,252.00. (766007/472-83865/491-008).
- v) Improving Victoria Court, Mona, Ellis and Victoria to serve Rivendale Addition (north of 55th Street South, west of Hydraulic). Total Cost - \$244,205.87 (plus idle fund interest - \$1,165.98, plus temporary note interest - \$5,370.15). Financing to be issued at this time - \$250,742.00. (765833/472-83866/490-944).
- w) Improving 34th Street North, Lang, Lake Ridge, Lake Ridge Court and Lang Circle to serve Tyler's Landing 2nd Addition (south of 37th Street North, east of Tyler). Total Cost - \$403,219.49 (plus idle fund interest - \$2,401.06, plus temporary note interest - \$7,607.45). Financing to be issued at this time - \$413,228.00. (765839/472-83878/490-950).
- x) Improving 13th Street North to serve Liberty Park 2nd and Copper Gate Estates Additions (south of 13th Street, east of 135th Street West). Total Cost - \$86,278.22 (plus idle fund interest - \$543.98, plus temporary note interest - \$1,489.80). Financing to be issued at this time - \$88,312.00. (765855/472-83880/490-966).
- y) Improving Eberly Court from 119th Street West to and including the cul-de-sac to serve Laurel Acres Addition (south of 21st Street North, west of 119th Street West). Total Cost - \$110,996.72 (plus idle fund interest - \$573.97, plus temporary note interest - \$2,603.31). Financing to be issued at this time - \$114,174.00. (765847/472-83886/490-958).
- z) Improving Lakecrest Circle, Havenhurst, Lakecrest, and Lakecrest Court to serve Ridge Addition (north of 37th Street North, west of Ridge). Total Cost - \$267,973.54 (plus idle fund interest - \$1,542.72, plus temporary note interest - \$5,263.74). Financing to be issued at this time - \$274,780.00. (765832/472-83888/490-943).
- aa) Improving Falcon, Dellrose, Falcon Court, and Dellrose Circle to serve Eagles Landing at North Oliver 3rd Addition (west of Oliver, south of 45th Street South). Total Cost - \$189,961.54 (plus idle fund interest - \$1,012.13, plus temporary note interest - \$4,464.33). Financing to be issued at this time - \$195,438.00. (765837/472-83898/490-948).

(Item 6 continued)

- bb) Improving Façade Improvement Program at 101 South Market (south of Douglas, west of Market). Total Cost - \$77,939.38 (plus idle fund interest - (\$519.95), plus temporary note interest - \$2,623.57). Financing to be issued at this time - \$80,043.00. (766010/472-83932/491-011).
- cc) Improving Thurman, Suncrest Avenue, 15th Street North, Nantucket, and Suncrest Court to serve English Country Gardens Addition (east of Tyler, north of 13th Street). Total Cost - \$277,616.70 (plus idle fund interest - \$1,495.14, plus temporary note interest - \$6,063.16). Financing to be issued at this time - \$285,175.00. (765849/472-83935/490-960).
- dd) Improving Cranbrook, Rusty Gate, and Frederic Circle to serve Remington Place 3rd Addition (south of 21st Street North, east of Webb Road). Total Cost - \$517,081.97 (plus idle fund interest - \$3,118.79, plus temporary note interest - \$10,248.24). Financing to be issued at this time - \$530,449.00. (765863/472-83943/490-974).
- ee) Improving 37th Street North from Tyler Road to Ridge Road to serve Avalon Park, Northridge Plaza, North Ridge, Tyler's Landing, Tyler's Landing 2nd, and Hoskinson's 2nd Additions. Total Cost - \$148,239.23 (plus idle fund interest - \$737.11, plus temporary note interest - \$2,979.66). Financing to be issued at this time - \$151,956.00. (765851/472-83948/490-962).
- ff) Improving Elm from Sheridan to Mt. Carmel to serve Simpson's, SA King's, and Lemon 4th Additions (north of Central, east of Sheridan). Total Cost - \$50,000.00 (plus idle fund interest - \$1,117.00, plus temporary note interest - \$0). Financing to be issued at this time - \$51,117.00. (765867/472-83950/490-978).
- gg) Improving 127th Street East from Pawnee to Sierra Hills Addition to serve Sierra Hills Addition (north of Pawnee, south of Mt. Vernon). Total Cost - \$181,876.16 (plus idle fund interest - \$1,298.13, plus temporary note interest - \$3,511.71). Financing to be issued at this time - \$186,686.00. (765864/472-83964/490-975).
- hh) Improving Hydraulic Drive from the north line of Lot 8, Block 2, to the south line of Lot 2, Block 2, Pine Bay Estates Addition (east of Hydraulic, south of 63rd Street South). Total Cost - \$153,555.03 (plus idle fund interest - \$813.90, plus temporary note interest - \$3,086.07). Financing to be issued at this time - \$157,455.00. (765879/472-83967/490-990).
- ii) Improving Fawn Grove, Leeanne Circle to serve Fawn Grove at Sunset Lakes Addition (south of Kellogg, west of Greenwich). Total Cost - \$308,013.16 (plus idle fund interest - \$1,006.70, plus temporary note interest - \$6,172.14). Financing to be issued at this time - \$315,192.00. (765873/472-83980/490-984).
- jj) Improving Façade Improvement Program at 712 West Douglas (north of Douglas, east of Seneca). Total Cost - \$16,652.43 (plus idle fund interest - \$138.07, plus temporary note interest - \$340.50). Financing to be issued at this time - \$17,131.00. (766011/472-83992/491-012).
- kk) Improving Kinkaid Circle from the east line of Brentwood South 2nd Addition to and including cul-de-sac to serve Brentwood South 2nd Addition (north of Pawnee, east of Webb). Total Cost - \$132,090.68 (plus idle fund interest - \$1,490.16, plus temporary note interest - \$1,064.16). Financing to be issued at this time - \$134,645.00. (765876/472-83994/490-987).

(Item 6 continued)

- ll) Improving Florence from Esthner Avenue to Bounous Street to serve Burnham Industrial and Von Feldt Industrial Additions (west of West Street, south of Harry). Total Cost - \$107,288.44 (plus idle fund interest - \$880.40, plus temporary note interest - \$1,064.16). Financing to be issued at this time - \$109,233.00. (765877/472-84020/490-988).
- mm) Improving Hoover Court from the west line of Hoover, west to and including the cul-de-sac, to serve Airport Industrial Park (south of Harry, west of Hoover). Total Cost - \$100,058.11 (plus idle fund interest - \$1,896.89, plus temporary note interest - \$0). Financing to be issued at this time - \$101,955.00. (765885/472-84024/490-996).
- nn) Improving Shade Court to serve Shady Ridge Addition (south of Central, east of Ridge). Total Cost - \$70,219.20 (plus idle fund interest - \$606.64, plus temporary note interest - \$1,064.16). Financing to be issued at this time - \$71,890.00. (765888/472-84051/490-001).
- oo) Improving 51st Street North from Athenian to Charles to serve an unplatted tract east of Meridian. Total Cost - \$1,713.97 (plus idle fund interest - \$20.03, plus temporary note interest - \$0). Financing to be issued at this time - \$1,734.00. (765915/472-84117/490-028).

RECOMMENDED ACTION: Approve and file.

7. Petition for Public Improvements: Sanitary Sewer to serve Maple Shade Addition, east of Webb, north of Pawnee. (District II)

RECOMMENDED ACTION: Approve Petitions; adopt Resolutions.

8. Consideration of Street Closures/Uses.

RECOMMENDED ACTION: Approve the street closures.

9. Agreements/Contracts:

- a) Procurement of Concession Supplies for Golf Courses.
- b) Interagency Agreement.
- c) West Maple Water Booster Pump Station Agreement. (District V)
- d) Equus Beds Aquifer Storage and Recovery Project, Phase I – Supplemental Agreement No. 6.
- e) Equus Beds Aquifer Storage and Recovery Project, Phase I – Supplemental Agreement No. 7.
- f) Contract for Parking Management. (District VI)
- g) City Hall Garage Repairs. (District VI)



(Item 9 continued)

- h) Construction Engineering and staking in Cheryl's Hollow Addition, north of 13<sup>5th</sup> Street West. – Supplemental - (District V)
- i) Oliver Street Bridge at Gypsum Creek. – Supplemental (District III)
- j) Production Color Laser Printer.

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

10. Design Service Agreements:

- a) Shadow Woods Addition, west of 135<sup>th</sup> Street West, north of Maple. (District V)
- b) Prairie Pond Plaza Addition, north of Kellogg, east of 143<sup>rd</sup> Street East. (District II)
- c) Copper Gate North and Cheryl's Hollow Additions, north of 13<sup>th</sup> Street, west of 135<sup>th</sup> Street West. (District V)

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

11. Change Orders:

- a) Kellogg/Rock Interchange Frontage Roads. (District II)
- b) 2005 Sanitary Sewer Rehabilitation Program, Phase A, west of Washington, under the Kellogg Overpass. (District I)

RECOMMENDED ACTION: Approve the Change Orders and authorize the necessary signatures.

12. Expense Report for Senior Management, for Month of May 2005.

RECOMMENDED ACTION: Receive and file report.

13. Abatement of Dangerous and Unsafe Structures. (Districts I, II, III, V & VI)

RECOMMENDED ACTION: Approve the proposed assessments and place the ordinance on first reading.

14. Purchase Option for 1981 through 1994 Projects (BOEING IRB Asset Trust).

RECOMMENDED ACTION: Adopt the Resolution approving the conveyance and termination instruments and authorize the necessary signatures.

15. Repeal of Chapter 7.70 (Spa Pools).

RECOMMENDED ACTION: Place the ordinance repealing Chapter 7.70 of the City Code on first reading and authorize the necessary signatures.

16. Petition and Change Order for improvements in Blue Lake Addition, west of West Street, north of MacArthur. (District IV)

RECOMMENDED ACTION: Approve the new Petition and Change Order and adopt the Resolution.

17. Second Reading Ordinances:

First read June 21, 2005:

a) Environmental Health Department name change.

An ordinance amending section 2.08.120 and 2.08.190 of the code of the City of Wichita, Kansas, pertaining to the creation and the organization of City departments and repealing the originals of said sections.

First read June 28, 2005:

b) A05-10 - generally located southeast of the intersection of Kellogg/US-54 and 127th Street East. (District II)

An Ordinance including and incorporating certain blocks, parcels, pieces and tracts of land within the limits and boundaries of the City of Wichita, Kansas. (A05-10)

c) A05-11 - generally located southwest of the intersection of 119th Street West and Pawnee. (District IV)

An Ordinance including and incorporating certain blocks, parcels, pieces and tracts of land within the limits and boundaries of the City of Wichita, Kansas. (A05-11)

(Item 17 continued)

- d) ZON 2004-44 - south side of 21st Street North and east of Greenwich. (District II)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210. (ZON 2004-44)

RECOMMENDED ACTION: Adopt Ordinances.

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UNFINISHED BUSINESS

18. Consultant Services Contract-High Performance Organization.  
(Deferred February 15, 2005)

RECOMMENDED ACTION: Approve the contract with The Public Strategies Group, Inc.; approve the budget transfer and authorize the necessary signatures.

19. Ice Sports. (District IV)  
(Continued from May 3, 2005)

On May 3, 2005, staff was directed to negotiate the termination of the 15-year contract between Canlan Ice Sports Corp. and the City. Council further directed that the Park and Recreation Department take over operations of the facility until a new management plan was approved.

RECOMMENDED ACTION: Approve an additional \$25,000 in subsidies to continue to operate Ice Sports as normally as possible.

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NEW BUSINESS

(9:30 a.m. or soon thereafter)

20. Repair or Removal of Dangerous and Unsafe Structures. (District I)

On May 24, 2005 a report was submitted with respect to the dangerous and unsafe conditions on the properties listed below:

	<u>Property Address</u>	<u>Council District</u>
a)	1223 North Ohio	I
b)	1735 North Erie	I
c)	1449 South Waco (rear)	I
d)	1820 South Ellis	I

RECOMMENDED ACTION: It is recommended that the City Council close the public hearing, adopt the resolutions declaring the buildings dangerous and unsafe structures, and accept the BCSA recommended action to proceed with condemnation allowing 10 days to start demolition and 10 days to complete removal of the structures. Any extensions of time granted to repair the structures would be contingent on the following: (1) All taxes have been paid to date, as of July 12, 2005; (2) the structures have been secured as of July 12, 2005 and will continue to be kept secured; and (3) the premises are mowed and free of debris as of July 12, 2005 and will be so maintained during renovation.

21. Improvement to Intersection of Zoo Boulevard, Westdale and I-235 Freeway. (District VI)

The 2004-2013 Capital Improvement Program adopted by the City Council includes a project to improve the intersection of Zoo Boulevard, Westdale and I-235 Freeway.

RECOMMENDED ACTION: Approve the project; place the ordinance on first reading and authorize the signing of State/Federal agreements as required.

22. Improvement to Intersection of Maize at Westport. (District V)

The 2004-2013 Capital Improvement Program adopted by the City Council includes a project to improve the intersection of Maize at Westport.

RECOMMENDED ACTION: Approve the project; place the ordinance on first reading and authorize the signing of State/Federal agreements as required.

23. Petition to construct a Sanitary Sewer to serve an area generally located south of 13<sup>th</sup> Street, west of Doris.  
(District VI)

The signatures on the Petition represent 4 of 5 (80%) resident owners and 67.46% of the improvement district area. District VI Advisory Board sponsored a June 6, 2005, neighborhood hearing on the project.

RECOMMENDED ACTION: Approve the Petition and adopt the Resolution.

24. National Incident Management System. (All Districts)

On March 1, 2004, the Department of Homeland Security issued the National Incident Management System as a result of Homeland Security Presidential Directive 5, requiring the establishment of a consistent national approach for federal, state, local and tribal governments to work effectively and efficiently together to prepare for, respond to, and recover from domestic incidents, regardless of cause, size, or complexity.

RECOMMENDED ACTION: Adopt the resolution and authorize the necessary signatures.

25. HUD Consolidated Plan-Substantial Amendment.

Staff has prepared a substantial amendment to create a new activity that will provide assistance to a private for-profit business in the form of a loan guaranty to support an economic development activity.

RECOMMENDED ACTION: 1) Authorize a 30-day public comment period;  
2) approve the substantial amendment subject to citizen comments received; 3) authorize staff to submit a pre-award request to HUD and 4) authorize the transfer of the \$644,000 Certificate of Deposit.

26. General Obligation Bond and Note Sale.

The City is offering for sale one series of general obligation temporary notes totaling \$66,180,000 (Series 214) and two series of general obligation bonds (Series 782 and 782A) totaling \$15,420,000 for the purpose of providing permanent financing for capital improvement projects of the City.

RECOMMENDED ACTION: (1) Direct the opening and reading of the bids;  
(2) award the sale of the Bonds and Temporary Notes; and (3) find and declare, upon the request of the Mayor, that a public emergency exists, requiring the final passage of the Bond and Note Ordinances on the date of their introduction, adopt the Bond and Note Ordinances and Resolutions, and authorize publication of the Bond and Note Ordinances.

27. 2006/2007 Annual Operating Budget.

In accordance with state law, the City submits the annual budget to the State for certification of each fund on or before August 25<sup>th</sup>. The 2006/2007 Proposed Budget revises the current year (2005), proposes a budget for the ensuing fiscal year (2006) and projects a budget for the second succeeding year (2007).

RECOMMENDED ACTION: Receive and file the 2006 Proposed Budget.

28. North Ridge Village Addition Parkland Donation. (District V)

The property known as the North Ridge Village Addition is a parcel of land proposed for development located at the southwest quadrant of K-96 and Ridge Road. The developer wishes to deed the land to the City of Wichita as parkland.

RECOMMENDED ACTION: Accept the land donation and authorize the necessary signatures for the deed transaction.

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PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

\* Consent Items

29. CUP2005-28, Associated with ZON2005-23-Creation of DP286 Lillie Office Park Community Unit Plan and zone change from Single-family Residential to General Office. Generally located south of Maple and west of Maize Road. (District V)

RECOMMENDED ACTION: 1) Adopt the findings of the MAPC and approve the zone change and CUP subject to the conditions of platting within one year and the recommended conditions; instruct the Planning Department to forward the Ordinance for first reading when the plat has been recorded with the Register of Deeds; or 2) Return the application to the MAPC for reconsideration.

30. \*ZON2005-00020-Zone change from Single-family Residential to General Commercial. Generally located west of Sheridan and south of Maple Street. (District IV)

RECOMMENDED ACTION: 1) Concur with the findings of the MAPC and approve the zone change, subject to PO #157 and place the ordinance on first reading establishing the zone change; or  
2) Return the application to MAPC for reconsideration.

31. \*ZON2005-00017-Zone change from Single-family Residential to Limited Commercial. Generally located south of Harry and east of Webb. (District II)

RECOMMENDED ACTION: 1) Adopt the findings of the MAPC and approve the zone change subject to the condition of platting within one year subject to dedication of 20 feet of right-of-way on Harry and subject to dedication of access control on Harry, except for one opening; instruct the Planning Department to forward the ordinance for first reading when the plat is forwarded to the City Council; or  
2) Return the application to MAPC for reconsideration.

32. \*ZON2005-00022-Zone change from Two-family Residential to General Office. Generally located south of Waterman and west of Hillside. (District I)

RECOMMENDED ACTION: 1) Adopt the findings of the MAPC and approve the zone change subject to replatting within one year; instruct the Planning Department to forward the ordinance for first reading when the plat has been recorded with the Register of Deeds; or  
2) Return the application to the MAPC for reconsideration.

33. \*CUP2005-22-Associated with ZON2005-21-Creation of DP285 Harbor Isle South Commercial Community Unit Plan and Zone Change to Single-Family Residential, Neighborhood Retail and Limited Commercial. Generally located east of Meridian from 42<sup>nd</sup> Street North to 45<sup>th</sup> Street North. (District VI)

RECOMMENDED ACTION: 1) Adopt the findings of the MAPC and approve the zone change and CUP subject to the condition of platting within one year and the recommended conditions; instruct the Planning Department to forward the ordinance for first reading when the plat has been recorded with the Register of Deeds; or  
2) Return the application to the MAPC for reconsideration.

34. \*ZON2005-00012-Zone Change from Single-family Residential to Two-Family Residential with a Protective Overlay to address height and architectural character. Generally located at the northeast corner of Westfield and Dubon Avenue. (District V)

RECOMMENDED ACTION: 1) Adopt the findings of the MAPC and approve the zone change, subject to Protective Overlay 158 and approve the first reading of the ordinance establishing the zone change; or  
2) Return the application to MAPC for reconsideration.

35. \*ZON2000-00045-Extension of time to complete the platting requirement for a zone change from Single-Family Residential to Limited Commercial. Generally located south of Central and west of Tyler. (District V)

RECOMMENDED ACTION: Approve a two-year extension of time to complete platting to May 14, 2007.

36. \*SUB2004-56-Plat of Windridge Court, located on the east side of Ridge Road and south of MacArthur. (county)

RECOMMENDED ACTION: Approve the documents and plat; authorize the necessary signatures and adopt the resolutions.

37. \*SUB2005-43-Plat of Prairie Point Second Addition, located north of 37<sup>th</sup> Street North and west of Maize Road. (District V)

RECOMMENDED ACTION: Approve the plat; authorize the necessary signatures and adopt the resolutions.

38. \*SUB2005-44-Plat of Home Bank and Trust Addition, located on the northwest corner of 13<sup>th</sup> Street North and Greenwich Road. (District II)

RECOMMENDED ACTION: Approve the documents and plat; authorize the necessary signatures and adopt the resolution.

39. \*VAC2004-00007-Request to vacate a portion of platted street right-of-way, generally located southwest of Harry Street and West Street. (District IV)

RECOMMENDED ACTION: Approve the Vacation Order and authorize the necessary signatures.



40. \*VAC2005-00014-Request to vacate a portion of a platted setback, generally located on the north side of Douglas Avenue midway between Rock Road and Webb Road. (District II)

RECOMMENDED ACTION: Approve the Vacation Order and authorize the necessary signatures.

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### HOUSING AGENDA

NOTICE: The City Council is meeting as the governing body of the Housing Authority for consideration and action on items on this Agenda, pursuant to State law, HUD, and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

\*Consent items.

**Inafay Grays-McClellan, Housing Member is also seated with the City Council.**

41. \*Section 8 Administrative Plan Revision.

RECOMMENDED ACTION: Review and approve the revisions to the Section 8 Administrative Plan for the Section 8 Housing Choice Voucher Homeownership Program.

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### AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

\*Consent items

42. \*Street Side Pavement Rehabilitation-Mid-Continent Drive, Wichita Mid-Continent Airport.

RECOMMENDED ACTION: Approve the project; adopt the resolution and authorize the necessary signatures.

43. \*Taxiways "L", "L-1", Compass Pad and Apron Construction, extension of Taxiway "H" and "H-1", Wichita Mid-Continent Airport.

RECOMMENDED ACTION: Approve the capital project budget adjustment; adopt the resolution; approve the submittal of a grant application and receipt of funds and authorize the necessary signatures once FAA approval and funding is established.

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CITY COUNCIL

44. Board Appointments.

RECOMMENDED ACTION: Make the appointments.

Adjournment

\*\*\*Workshop to follow\*\*\*